

THE KENTUCKY BOARD OF LICENSURE FOR PRIVATE INVESTIGATORS
February 1, 2007

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Division of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on Thursday February 1, 2007.

MEMBERS PRESENT

Norman Williams, Acting Chairman
Jim Ringo
Rick Hessig
Roger McDonald
Michael Ober
Tara Ford

MEMBERS ABSENT

Michael Helmig

OCCUPATIONS & PROFESSIONS STAFF

Adriana Lang, Board Administrator
Claude Wagner, Executive Director
Wendy Satterly, Supervisor

OTHERS PRESENT

Diane Fleming, Attorney
Bill Lilly
John Logdon
Rodney Brock
Dan Kam
Uthaiwan Wong

CALL TO ORDER

The Board Acting Chairman Mr. Norman Williams called the meeting to order at 1:00 p.m.

ELECTION OF THE BOARD

The Board held its annual election for a Chairman. Mr. Jim Ringo nominated Mr. Norman Williams as the Board Chairman. Mr. Michael Ober nominated Mr. Rick Hessig as the Board Chairman. There were three (3) votes for each nomination. The Board agreed to defer the election until March 2007 due to a tie within the nominations.

APPROVAL OF MINUTES

The minutes of the January 4, 2007 meeting were called to the attention of the members. A motion was made by Mr. Jim Ringo to approve the minutes, motion seconded by Mr. Roger McDonald, carried.

FINANCIAL STATEMENT

The Board reviewed the Financial Statement indicating a balance of \$88,442.05 from July 1, 2006 to December 31, 2006. A motion was made by Mr. Rick Hessig to accept the Financial Statement. Motion, seconded by Mr. Roger McDonald, carried.

Mr. Wagner provided the Board a detailed explanation of the Financial Statement. Ms. Diane Fleming stated that the majority of the legal fees were related to the regulations amendments.

LICENSURE STATUS

The Board reviewed the Licensure Report of February 1, 2007.

PROOF OF INSURANCE

The Board reviewed a list of names of licensees that have an insurance policy with an expiration date of November 2006.

ATTORNEY REPORT- LEGAL MATTERS

Ms. Diane Fleming provided the Board an update on the ongoing injunction against Whitehall Bureau and Brian Finney. Ms. Fleming stated that she is scheduled to appear in court representing the Board on the Whitehall/ Finney cases on February 12, 2007.

Ms. Diane Fleming provided the Board an update on the Attorney General's legal interpretation of the KRSA.329.040 (4) and stated that she would bring another update on the next scheduled meeting.

Ms. Diane Fleming informed the Board that she had faxed an agreed order to Ms. Katina Acuff. Ms. Fleming stated that once the agreed order is signed by Ms. Acuff and The Board Chairman her license can be issued.

ATTORNEY REPORT- LEGAL MATTERS CONTINUED

Ms. Diane Fleming informed the Board that she mailed a letter to Ms. Barbara Payton requesting Ms. Payton to Cease and Desist any private investigation practice in the Commonwealth of Kentucky until she applies and is granted a Private Investigator license from this Board.

Mr. Norman Williams asked Ms. Diane Fleming for an update on the research for reciprocity with other states. Ms. Fleming stated that she would draft a reciprocal agreement proposal to VA, WV, IL, OH and MO and that she would bring them to the next scheduled meeting for the Board's review.

Ms. Diane Fleming discussed with the Board the current requirements for the Company Private Investigator and Individual licenses.

Ms. Diane Fleming asked the Board to authorize Mr. Rick Hessig to work with the Legislative Research Commissioners (LRC) on the amendment of the Board's Law. Mr. Michael Ober made a motion to authorize Mr. Rick Hessig to work with the LRC on behalf of the Board. The motion, seconded by Mr. Roger McDonald, carried.

DIRECTOR'S REPORT

Mr. Claude Wagner informed the Board that a computer program is scheduled to be installed by February 8, 2007 for the purpose of scanning the Boards' documents. And that the scanning program vendor will provide a presentation to the Boards.

Mr. Claude Wagner presented the Board with a list of fees from others professional Boards.

OLD BUSINESS

The Board reviewed and agreed to adopt the current license fees as follows:

1) Individual Private Investigator License

- \$100.00 Application Fee
- \$34.00 Finger Print Fee (Payment is forward to the State Police)
- \$10.00 AOC Background Check (Applicant pays the AOC Office)
- \$110.00 Exam Fee (Applicant pays Lasergrade)
- \$300.00 License Fee

2) Company Private Investigator License

- 100.00 Application Fee
- 400.00 License Fee

3) Company Sole Proprietor License

\$100.00 Fee in addition to Individual Fees (waiting response From AG's office) the Board does NOT issue this license right now.

4) Proposed Regulation Renewal Fee

- Private Investigators Individual and Company Renewals Fee \$250.00 received by June 30 of the year- 60 days grace period \$500.00- After September 1 (license terminated) Reinstatement \$600.00.
- Company Sole Proprietor Renewal \$250.00
- Inactive Renewal Fee \$10.00
- Reactivation Fee \$250.00- File Renewal Form and Provide Proof of CE for the past twelve months.
- Continuing Education Fee
 - 1) \$50.00 per Course/Seminar per Year for Profit Organizations
 - 2) Non-Profit Organizations to be discussed with Board's attorney

NEW BUSINESS

The Board reviewed its study guide. Mr. Mike Ober made a motion to have the Board's Study Guide place on the website for the purpose of a reduction on the Board's expenditure. The motion, seconded by Mr. Rick Hessig, carried.

Mr. John Logsdon informed that he is aware of engineering companies working in Kentucky as fire investigators without holding a private investigator license. The Board instructed Mr. Logsdon to submit to the Board office a written formal complaint and that the Board would review it.

Mr. Rodney Brock informed the Board that he has been communicating with a Florida Private Investigator company that is planning on conducting business in Kentucky. The Board discussed and referred Mr. Brock to the KRS 329.A.010 and KRS 329A.015.

The Board discussed the Private Investigators company license requirements.

Ms. Uthaiwan Wong asked the Board for a copy of the Board's reciprocal agreement with Tennessee. The Board instructed Ms. Wong to submit a written request to the Board office and that staff members would send her the requested document by mail. Ms. Wong asked the Board several questions related to the Private Investigator profession. The Board and Ms. Diane Fleming provided Ms. Wong a detailed explanation of the Board's license Laws and Regulations, in addition to the Board's licensing procedure.

APPLICATION REVIEW COMMITTEE

Mr. Norman Williams gave the following report from the Application Review Committee. The Board accepted Mr. Williams report as follows:

INDIVIDUAL APPLICATION APPROVED WITH PROVISIONS: *Josephine Guy, Justin McFarland and Christopher O'Bryan.*

CONTINUING EDUCATION: The Board deferred CE applications from PICEU.com.

TRAVEL AND PER DIEM

A motion was made by Mr. Jim Ringo to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. Motion, seconded by Ms. Tara Ford, carried.

ADJOURNMENT

Mr. Norman Williams informed the Board that the next meeting is scheduled for Thursday, March 1, 2007, with the Application Committee meeting at 11:00 a.m. and the Regular Board Meeting at 1:00 p.m. Having no further business to be brought before the Board, a motion was made by Mr. Jim Ringo to adjourn. Motion Seconded by Mr. Rick Hessig, carried. The meeting adjourned at 3:55 pm.

APPROVED